

#6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Jay S. Walker et al.

Application No. 09/348,566

Filed: July 7, 1999

For: SETTLEMENT SYSTEMS AND  
METHODS WHEREIN A BUYER  
TAKES POSSESSION AT A  
RETAILER OF A PRODUCT  
PURCHASED USING A  
COMMUNICATION NETWORK

FEE PAYMENT AUTHORIZATION

Attorney Docket No. 98-120

Walker Digital Corporation  
One High Ridge Park  
Stamford, CT 06905-1325  
(203) 905-6531/voice  
(203) 595-8266/fax

**RECEIVED**  
**JAN 07 2000**  
**OFFICE OF PETITIONS**  
**DEPUTY A/C PATENTS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Pursuant to the Petition to Accept Retroactive Payment of Fees (the "Petition") filed herewith, Applicants submit this fee payment authorization for the above identified application.

As discussed in the Petition, Applicants have decided to change their fee status in this case as of July 1, 1999. Since that time, the following small entity fees have been paid in this application:

9/1/99	Surcharge – Late Filing Fee	\$ 65.00
9/8/99	Basic Filing Fee	380.00
9/8/99	Independent Claims in Excess of Three	429.00
9/8/99	Claims in Excess of Twenty	738.00
		<u>\$1,612.00</u>

The PTO is hereby authorized to charge \$1,612.00 to Applicant's Deposit Account No. 50-0271. Applicant also authorizes the PTO to charge any other fees which may be due in connection with this request to Deposit Account No. 50-0271. This request is provided in duplicate.

1/6/00  
\_\_\_\_\_  
Date

Respectfully submitted,

  
\_\_\_\_\_  
Kurt M. Maschoff  
Attorney for Applicants  
Registration No. 38,235  
Walker Digital Corporation  
One High Ridge Park  
Stamford, CT 06905-1325

#6

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PETITION TO ACCEPT RETROACTIVE PAYMENT OF FEES**

Attention: Office of Petitions  
Assistant Commissioner for Patents  
Box DAC  
Washington, D.C. 20231

**RECEIVED**

JAN 11 2000

**COPY**

Dear Sirs:

OFFICE OF PETITIONS  
DEPUTY A/C PATENTS

Petitioner, Walker Digital LLC, having a mailing address of 1 High Ridge Park, Stamford, CT 06905, is the owner of a number of applications pending in the U.S. Patent and Trademark Office (PTO), including the applications listed in Exhibit A attached hereto. For each of the applications identified in Exhibit A, and in all other applications owned by Petitioner, Petitioner properly and in good faith established status as a small entity. Also attached, as Exhibit B, is a marked-up copy of Petitioner's deposit account statements showing all small entity fees paid between July 1 and November 30, 1999.

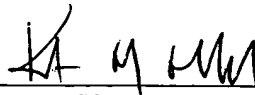
Petitioner has recently determined that, as of July 1, 1999, it no longer desires to claim status as a small entity. This determination was made in December 1999, and as of December 1, 1999, Petitioner has paid fees as a large entity. Pursuant to 37 CFR §1.28(c) Petitioner hereby petitions the PTO to accept retroactive payment of fees for fees paid as a small entity between July 1, 1999 and November 30, 1999.

Petitioner's continued payment of small entity fees between July 1, 1999 and November 30, 1999 was performed without any deceptive intent and in good faith. The entire delay between Petitioner's change of status and the filing of this petition was unintentional. Petitioner is making this petition promptly after becoming aware of the desire to change status and after receipt of Petitioner's deposit account statement for November 1999.

Petitioner seeks to pay retroactive fees for each of the applications listed in Exhibit A, and provides herewith a Fee Payment Authorization authorizing a fee payment from Petitioner's deposit account for each application, identifying the serial number, date of original fee payment, and the amount for which Petitioner seeks to pay a retroactive fee. The total retroactive fee to be paid is \$72,098.00. Petitioner hereby authorizes the PTO to charge a petition fee under 37 CFR §1.17 of \$130.00 and any other fees which may be due in connection with this Petition to Deposit Account No. 50-0271. This petition is provided in duplicate.

Date: 1/6/00

By:



Kurt M. Maschoff  
Reg. No. 38,235  
Attorney for Petitioner  
Walker Digital, LLC  
(203)905-6531

encls. (as noted)